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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/809761 Filing Date TRANSMITTAL March 25, 2004 First Named Inventor **FORM** Charles R. Stewart Art Unit N/A (to be used for all correspondence after initial filing) **Examiner Name** Not Yet Assigned Attorney Docket Number 61683-00004USPT Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to TC Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please Extension of Time Request Terminal Disclaimer identify below): Postcard Express Abandonment Request Request for Refund 47 References **Certificate of Mailing** x Information Disclosure Statement CD, Number of CD(s) Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm JENKENS & GILCHRIST, A PROFESSIONAL CORPORATION Tamsen Valoir, Ph.D. Individual name Signature 5 Date July 27, 2004

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Dated: July 27, 2004 Signature:

Docket No.: 61683-00004USPT

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Charles R. Stewart et al.

Application No.: 10/809761

Confirmation No.: @@@

Filed: March 25, 2004

Art Unit: N/A

For:

ANTIMICROBIAL PROTEINS FROM THE

SPO1 BACTERIOPHAGE

Examiner: Not Yet Assigned

## **INFORMATION DISCLOSURE STATEMENT (IDS)**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed more than three months after the U.S. filing date, OR more than three months after the date of entry of the national stage of a PCT application, AND after the mailing date of the first Office Action on the merits, whichever occurs first, but before the mailing date of a Final Office Action or Notice of Allowance (37 CFR 1.97(c)).

A copy of each reference on the PTO/SB/08 is attached.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing Application No.: 10/809761 Docket No.: 61683-00004USPT

of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 10-0447, under Order No. 61683-00004USPT.

Dated: July 27, 2004

By / UU

Respectfully submitted

Tamsen Valoir, Ph.D. Registration No.: 41,417

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

 Application Number
 10/809761

 Filing Date
 March 25, 2004

 First Named Inventor
 Charles R. Stewart

 Art Unit
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 Examiner Name
 Not Yet Assigned

 Attorney Docket Number
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Complete if Known

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2</sup> ( if known)	Publication Date MM-DD-YYYY	1 Hancon alcinector	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
	1	20010026795A1	10/04/2001	Merril et al.		
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Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵	

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		NON PATENT LITERATURE DOCUMENTS						
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					First Named Inventor	Charles R. Stewart	
					Art Unit	N/A	
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Attorney Docket No.: 61683-00004USPT

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